Case: 1:10-cv-06898 Document #: 1 Filed: 10/26/10 Page 1 of 20 PageID #:1

original PH

#### UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION



MICHAEL W. DOBBINS CLERK; U.S. DISTRICT COURT

Larry James	
(Enter above the full name of the plaintiff or plaintiffs in	
this action)	10 C 6898
vs.	Judge Joan B. Gottschall
Hammond, Indiana Police Department	Magistrate Judge Morton Denlow
Sat. Girisafi	
Chicago Police Department 4th dist.	
Officer Christoph Stark	
Officer Adam Paulsen	
Officer John Doe (Enter above the full name of ALL defendants in this action. Do not use "et al.")	
CHECK ONE ONLY:	
COMPLAINT UNDER TH U.S. Code (state, county, or	E CIVIL RIGHTS ACT, TITLE 42 SECTION 1983 municipal defendants)
COMPLAINT UNDER THE 28 SECTION 1331 U.S. Co	E CONSTITUTION ("BIVENS" ACTION), TITLE de (federal defendants)
OTHER (cite statute, if known	wn)
BEFORE FILLING OUT THIS COMPLA	INT, PLEASE REFER TO "INSTRUCTIONS FOR

FILING," FOLLOW THESE INSTRUCTIONS CAREFULLY.

I.

I.	Plain	tiff(s):
	A.	Name: Larry James
	В.	List all aliases: W/A
	C.	Prisoner identification number: R63280
	D.	Place of present confinement: Pincknefville Correctional Center
	E.	Address: 5835 State R.T. 154 Pinckney Ville, TLL 62274
	numb	ere is more than one plaintiff, then each plaintiff must list his or her name, aliases, I.D. er, place of confinement, and current address according to the above format on a stee sheet of paper.)
п.	(In A positi	adant(s): below, place the full name of the first defendant in the first blank, his or her official on in the second blank, and his or her place of employment in the third blank. Space o additional defendants is provided in B and C.)
	A.	Defendant: Hammond, Indiana Police Department
		Title:
		Place of Employment: Hammond, Indiana Police Department
	В.	Defendant: Sqt. Grisafi Star# 360
		Title: Sergeant Star # 360
		Place of Employment: Hammond, Indiana Police Department
	C.	Defendant: Chicago 4th district Police Department
		Title:
		Place of Employment: Chicago 4th district Police Department
		,
	(If yo	ou have more than three defendants, then all additional defendants must be listed ding to the above format on a separate sheet of paper.)

II	DelCasd: 21/110-51/206898 Document #: 1 Filed: 10/26/10 Page 3 of 20 PageID #:3
I	). Defendant: Christoph Stark
	Title: Officer start 4728
	Place of Employment: Chicago 4th district Police Department
E.	Defendant: Adam Paulsen
	Title: Officer Start 5446
	Place of Employment: Chicago 4th district Police Department
F	DeFrendant: John Doe
	Title: Officer Star 5582
	Place of Employment! Chicago 4th district Police Department.

ш.	List A	LL lawsuits you (and your co-plaintiffs, if any) have filed in any state or federal in the United States:
	A.	Name of case and docket number: N/A
	В.	Approximate date of filing lawsuit: N/P
	C.	List all plaintiffs (if you had co-plaintiffs), including any aliases: NIA
	D.	List all defendants: NIA
	E.	Court in which the lawsuit was filed (if federal court, name the district; if state court, name the county): _N/h-
	F.	Name of judge to whom case was assigned: NIA
	G.	Basic claim made: N/A
	H.	Disposition of this case (for example: Was the case dismissed? Was it appealed?
		Is it still pending?): NIP
	I.	Approximate date of disposition: N/A

IF YOU HAVE FILED MORE THAN ONE LAWSUIT, THEN YOU MUST DESCRIBE THE ADDITIONAL LAWSUITS ON ANOTHER PIECE OF PAPER, USING THIS SAME FORMAT. REGARDLESS OF HOW MANY CASES YOU HAVE PREVIOUSLY FILED, YOU WILL NOT BE EXCUSED FROM FILLING OUT THIS SECTION COMPLETELY, AND FAILURE TO DO SO MAY RESULT IN DISMISSAL OF YOUR CASE. COPLAINTIFFS MUST ALSO LIST ALL CASES THEY HAVE FILED.

#### IV. Statement of Claim:

State here as briefly as possible the facts of your case. Describe how each defendant is involved, including names, dates, and places. Do not give any legal arguments or cite any cases or statutes. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. (Use as much space as you need. Attach extra sheets if necessary.)

all times, each defendants acted under o at. Grusahi. Oh search and seizure violated legal bearche and the United States Constitution. Defendant Sat. Guisah to Chicago Police, that he seen me commite his doshtam and gt. Grisafi also had chicago Police impound. Sat. Girsafi went testmony under oath ,2009. as resisting arres property was taken

The Defendant Sgt. Grisafi use of excessive force after I crushed hun up to my car pointing his gun at me threaten to shoot me, And snatching me out of my car throwing me on the ground and kicking me in the back

and my side. After being put in handcuffs the ambulance was pulling up to the scene. The ambulance officer asked bot. Gerisofi do I need medical treatment which he said no his going to jail referring to plaintiff. I plaintiff, Larry James told Soft Crisafi that I do need medical treatment because I hit my head and arm on the streeting wheel. Resulting in a massive headache and a bloodcat on my arm and which labs told Soft. Grisafi that I was on cumdian, but he still refused me medical treatment. After Sof. Grusafi toke me to chicago 4th district where I was beated on again by Officer Stark and Officer Paulsen and I tryed to talk to a Cheif or Lieutenant but the officers went let me. Also the officers at chicago 4th district police station refused to give me my phone call and feed me I was not allowed to seek medical treatment until the next day on 8-28-09. After suffering excessive pain all night with no food. All because Sgt. Grisafe fabricated his report to chicago P.D. of the Crimes they said that I falsey committed. Defendants violated plaintiff. Larry James rights and constituted cruel and unusal punishment under the Eighth amendment of the united State Contitution.

<sup>3.</sup> Defendants Soft. Grisafi, Officer Stark, Officer Paulsen; and John Soe star # 5582, knownly filed a fabericated police report. Soft. Grisafi had the other defendants to false charge me with knowing what they was writing in the police report was fabericated charging me with Armed Robberd; fleeing/attempting to elude police; Driving/Newer uswed been i Operating vehicle w/o

insulance; Leaving Scene of accident - Injury Death; and fail to give info/Render Aid. After all the Defendants said I had been positively identified by victim. I never committed any of those offenses and Chicago Police benow this and I have paper to prove it I was never pointed out by a victim before being arrested nor was a gun found on me or in my car. I was unlated on parole because the defendants knownly fuled a palse police report. Now of the defendants read me my miranda rights or allowed me a phone call. The chicago defendants knowingly put the truckets and other important papers was put in my property. Which my property was destroyed because my inventory paper I didn't have to get my property out before the 30 days. Lot. Grisafi never persented any evidence to back up his fabericated story. Also I have been trying to obtain the police reports from change P.D and Hammond court house and police station. which they are refusing me even under the free of information act. Which is a Conspiracy and a cover up because the defendants uplated plaintiff. rights and to deny me from taking legal action. Defendants violated plaintiff, harry James rights and constituted, due process of law; dery to any person within its jurisdiction the equal protection law. Under the fourteenth amendment of the United States Contitution. The Court has supplemental jurisdiction over plaintiff's state law claims under 28 U.S.C. section 1367.

V.	Relief:
γ.	Kener:

State briefly exactly what you want the court to do for you.	Make no legal arguments.	Cite
no cases or statutes.		

DEnter an order directing the Defendantis) to pay courts costis) and
Attorney sees for Plaintiff having to bring this actions
@ Enter an order For compensatory damages in the amount to be determined
by the Honorable Courts
3. Enter an order for punitive damages in the amount to be determined
By the Honorable courts to deter Defendants) From such behavior in the Future. D. Also other equitable Relief this court deems Fair and Just in the Premises.
(I) Also other equitable Relief this court deems fair and sust in the premises.
VI. The plaintiff demands that the case be tried by a jury. YES NO

#### CERTIFICATION

By signing this Complaint, I certify that the facts stated in this Complaint are true to the best of my knowledge, information and belief. I understand that if this certification is not correct, I may be subject to sanctions by the Court.

Signed this 2 day of 0C+, 20/0
Sathel James
(Signature of plaintiff or plaintiffs)
Larry James (Print name)
R63280
(I.D. Number)
5835 State RT. 154
Pinckney ville, ILLinois 62274
(Address)

### Case: 1:10-cv-06898 Doowing Hartimile characteristic Page 9 of 20 Page ID #:9 Parole Violation Report

Section A: Violation Details ID#: R63280 Offender: James, Larry Alias: Date of Birth: 09/11/1989 Parent Facility: Big Muddy River CC County of Violation: Cook Level of Supervision: One Program released to: Parole Gender: ⊠Male ☐ Female Race: ☐ Caucasian ☒ African American ☐ Asian ☐ Hispanic ☐ Native American ☐ Other I.R.#: 1668697 FBI#: 38457MC5 Sentence Exp. Date: 12/24/2011 Violation Date: 08/27/2009 Release Date: 12/24/2008 Custody Date: 08/27/2009 Sustody Facility: Chicago Police Department District Four Lockup Offense(s): Robbery-ArmedW/Firearm; Fleeing/Atempting to Alude Police; Driving/Never Issued License; Operating Vehile W/O insurance; Leaving Scene of Accident - Injury/Death Date Warrant Issued: 08/27/2009 IDOC Warrant #: MN 0908690 Parolee Larry James is currently on parole for the following offenses (list all mittimus offenses) Armed Robbery - Armed with Firearm and was incarcerated from 07/17/2007 to 12/24/2008. The most recent parcle violation(s) for which this warrant was issued/is being requested follows (include date, time, place and description of the violation; description and method of weapons used; identity and injury to victim(s); arrest date and erresting agency; criminal charges; and custody/court/bond information): Report was filed 8/28/09 by the Chicago PD. The incident occurred on 8/27/09 in Hammon Indiana. Apparently the chase began in Hammond Indiana and ended in Chicago 4th district. James was arrested after being positively identified by the victim as the driver of the vehicle that approached victim, pointed a firearm at the victim and demanded money. James then fled and was spotted by police Sgt, Hammond. Sgt. Grisafi attempted to curb offender and offender accelerated to elude the Sgt. Offender then crossed an intersection at a high rate of speed pursued by Sgt. Grisafi and offender struck another vehicle causing minor injuries to the passenger. Offender and three others exited the vehicle and attempted to flee on foot after their vehicle was disabled in the crash. Offender was immediately apprehended. The Hammon PD reported to AMS offender committed a second armed robbery and pointed a gun at a police officer. Offender is being charged with Armed Robbery and Aggravated Assualt to a Police Office. There are no police reports available form the Hammon PD at this time. Offender will be moved to the Cook County Jail on 08/29/09... List all Arrests or Alleged Parole/Mandatory Supervised Release Violations or sanctions and the date of occurrence other than those in the above section (include date, time, place and description of the violation; description and method of weapons used; identity and injury to victim(s); arrest date and arresting aguncy; criminal charges; and custody/court/bond information): On 2/10/09 offender was arrested for possession of cannablis and on 2/16/09 offender tested positive for THC. Offender was sanctioned with Day reporting. On 3/05/09 offender was issued a verbal reprimand for missing days at day reporting. and on 4/09/09 offender dropped out of the day reporting program. Answer the following questions only if the offender has absconded: Offender has been an absconder since (support in your narrative): is this an instant absconder? ☑ No ☐ Yes Did the offender make any contacts to AMS while an absconder?  $\square$  No  $\square$  Yes If yes, dates of contacts: Community Adjustment: Answer the relicwing questions or provide the required information for all parolees. Prior mittimus offense(s) and conviction date(s): None Offender currently resides with: (include description of others living with the pareles, such as wife, children, girliftend, parents. It is mandatory to list any children under 18 living in the home, age, and the relationship of the parolee to those children.) Distict four Lockup. 10 rules Where was the offender's approved host site? 913 s 20th St; Mt. Vernon Can the offender return to this host site? I No X Yes If no, state why and also what other host site options does the offender have? year(s). 9 week(s) in month(s) Offender was employed at time of arrest/alleged violation with: for Did the offender attend school at time of arrest/alleged violation? 🗌 No 🖫 Yes If yes, level of education: ६ त्याप्र १००० ५०० १००० Special conditions for substance abuse and/or mental health and/or other programming by PRB or MSR Rule 15 (List each special condition, MSR Rule 15, DOC 0071 (Rev 04/2007) Distribution: Offender; Releasing Authority; Offender's Case File; Page 1

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ILLINOIS DEPARTMENT OF CORRECTIONS

## Case: 1:10-cv-06898 Document of the last of the second and date, and follow-up by agent. Specify the name and type of treatment program, where it was provided, if they had been attending regularly and if these

were any p rogress reports - attach reports) : Current and prior housing, substance abuse and/or mental health issues (include incarceration information if available): Does parolee have: □ No □ Unknown Driver's License Yes State ID ☐ Unknown 🔯 Unknown √Yes ⊠ Unknown Social Security Card Birth Cert ifficate ∏No If parolee does not have a valid State ID or Driver's License, list the referral dates for identification assistance: for (length of time and progress - attach progress notes): Offender atlending or enrolled in sex offender treatment with (provider): at (address): Relationship to victim: Is this current arrest or alleged violation a sex related offense? 

No Yes List the offender's overall successes that will assist in providing support upon re-entry to the community. Supportive Immediate Family System Supportive Friends/Extended Relatives System Supportive Community Resources (List): chrish man Power Employable Skills (List): Carpreter, landscape, comptitor, engineering Assit care proveribusiness thudenty maitances ☑ Unknown Agent's Narrative for Community Adjustment and Complete Case Management Background (mandatory for all cases, including new arrests and cases of manutatory warrant issuance): Offender was involved in two armed robberies, pointed a gun at a police officer and was involved in a high speed chase that ended in a wreck with injuries to victims. Offender's behavior is beyond unacceptable. Agent's Institutional and Release Recommendation: Support your recommendation using the three (3) diversion criteria: Public Safety Is diversion recommended for this parolee ? ☒ No ☐ Yes issues as descriped above. Recommended changes to current PRB orders and justification: None Recommended time to be served and justification: Duration due to the nature of his violation Other recommendations and justification: None Attachments: 

Sanction Form ☐ Police Report Other (specify): I hereby declare under the penalty of perjury that the foregoing description of alleged violations made by me in this violation report is true and correct to the best of my knowledge and belief. 08/28/2009 Jackie Davison Parole Agent's Signature Print Parole Agent's Name Na Supervisor Comments (if any - supervisor must specifically review the diversion review recommendation and concur/non-concur): 08/28/2009 Paul Carlson Print Perole Supervisor's Name Section B: Notice of Charges must be completed at the same time this section is completed

Distribution: Offender; Releasing Authority; Offender's Case File; Parent Field Services Representative; AMS;

Hearing Officer, if FOS, interstate Compact

Page 2

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DOC 0071 (Rev 04/2007)

PERSONAL PROPERTY RECEIPT P1862760

CHICAGO POLICE DEPARTMENT P1862760

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NAME OF WARP

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Person receiving receipt



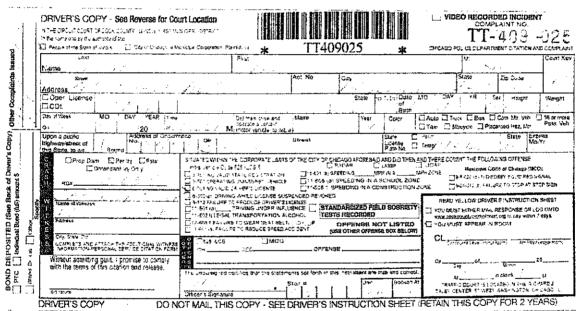
# ABANDONED / IMPOUNDED VEHICLES REPORT SERVE FOR A 100 (1914 ) FOR (1914 SER) INDIANA BUREAU OF MOTOR VEHICLES

FOR BMV USE ONLY

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2018 FEB 24 AM \$753/10 CLETTS OF 11 OF WIND

CLEA:

Dear: Dorothy Brown

Mey Ms. Brown, my name is Larly James? I'am currently locked up in Penckneyville, correctional Center. I am writing to request copy of my police. report and I copy of my wowrent that was essue on 8-27-09. I'm requesting these copies because I was never persentence those document I have been trying to get copies of those documents since I was locked up. So I'am asking for those document and also I copy of Cartified Statement of Conviction Desposition. I need them for my parole reheaving.

IDOC Warrant#MN0908690

Thank you.

Sencerely James

200 PO PER 180 23 /17 /10

Dear Dorothy Brown

Hey Ms. Brown, Mey name is halfy James I was send to the county on 8-29-09 mig number is 2009-0057696 Dir 10-3-D.8. The police report was filed on 8-27-09. I was born 09-11-89. Here are the complaint No. TT-409-026 and TT-409-025 case was held in Thappie court room 3. I am Currently locked up at Perchreyville Correctional Center. I am writing to request copers of my police report, copys of the warrent issued on 8-27-09 and I'm also requesting copies on my disposition paper from this case. I never received copies of the police report.

APP. 20100

Thank epsel

Latter James

ROTHY BROWN OF THE CIRCUIT COURT Case: 1:10-cv-06898 Document #: 1 Filed: 10/26/10 Page 18 of 20 Boom LL 20 Chicago Chi

(312) 603-2927 FAX (312) 603-2928 www.cookcountyclerkofcourt.org

# OFFICE OF THE CLERK OF THE CIRCUIT COURT OF COOK COUNTY

April 26, 2010

Larry James P.O. Box 999 Pinkneyville, IL 62274

Dear Mr. James:

We regret that we are unable to process your traffic citation(s) by mail for the following reason(s): Re: Traffic Citation Number TT-409-023

e. 110	to process your damage	
ve regr	egret that we are unable to process your to a segret that we are unable to process your to the fine. The fine is \$	
	No payment was sent to 55	
	Your check is not signed.  The amount of fine enclosed is incorrect. The fine  In order	is \$ or to comply with your request for Traffic Safety \$30.00 before
	The amount of fine encloses In order for	\$30.00 before
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	place all paymonia Giret Di	strict Tallo

# Please all payments and correspondence to:

First District Traffic Richard J. Daley Center, Room LL 01

If you have any questions or if we can be of further service, please call (312) 603-2933 or (312) 603-

2934. Clerk of the Circuit Court of Cook County, Illinois Sincerely, Dorothy Brown

Deputy Clerk

APR 23 2010

### AFFIDAVIT

T, Larry James, deposes and says that as to the matters herein; he is the plaintiff in the above-entitled cause; that the plaintiff has read the foregoing document; him signed and the Statements contained therein are true in substance and in fact.

Signed before me this 5 day of Oct 2010;

Donna Herdeman

MY COMMISSION EXPIRES:02/19/13

United States Distric	NTHE ourt Northern District
OF ILLinois Eastern	Division
Larry James  Plaintiff/Petitioner  Vs.  Sat. Grisafi Star# 360  Defendant/Respondent	) ) ) ) No )
PROOF/CERTII	FICATE OF SERVICE
то:	TO:
PLEASE TAKE NOTICE that on attached or enclosed documents in the ins at Vinckney ville Correlations listed above for mailing through the DATED: 9-20-200	rational man ectional Center, properly addressed to the ne United States Postal Service  /s/ / Larry James Name: Larry James HDOC#: R63220 Address: Po. Box aga
TERESA KISRO NOTARY PUBLIC - STATE OF ILLINOIS MY COMMISSION EXPIRES:08/20/12  Subscribed and sworn to before me this	Pinckney ville, IL 62274  20th day of Sout 2010.
Notary Public	